

AFFIDAVIT OF ALLAN P. BAKKE

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I, Allan P. Bakke, reside at 3220 County View Ct SW, Rochester, MN 55902. As a mechanical engineer and physician I have personal career experience, knowledge and competency regarding design and functioning of intravenous systems and their fitments. I am the applicant and have carefully reviewed the part of original patent application number 10/724,371, "DISPOSABLE OUTLET PATIENT FLOW LINE EMPLOYING ACTIVE WARMING AND PASSIVE INSULATION TO PROVIDE NORMOTHERMIC FLUID AT VERY LOW FLOW RATES FOR IN-LINE BLOOD WARMERS," by Allan P. Bakke relating to the heaters 16 being connected to each other at the distal end of the air insulated patient line forming a series resistance circuit. As one familiar with the art of intravenous system and fitment design, it is my judgment that the above description, "distal end," clearly and unambiguously means that the connection occurs at the "Warm blood/fluid outlet to patient connection 14." The following definitions clearly support this view.

Definitions (Webster's New World Dictionary, 3rd College Edition, 1991),

"distal" adj. farthest from the center or point of attachment or origin; terminal: opposed to proximal.

"end" n. 1. a limit or limiting part; point of beginning or stopping; boundary.

2. the last part of anything; final point; finish; completion; conclusion.

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Also, it is my opinion that the electrical and mechanical connection of heaters 16 to each other at that location poses no problems for one familiar with intravenous tubing fitments and a nominal grasp of simple electrical wiring. Thus the description in the original application would be easily understood by those with ordinary skill in the art of intravenous systems and simple electrical wiring, and the outlet fitment poses no difficulty in making the electrical connection.

Affiant understands that willful false statements and the like are punishable by fine, imprisonment, or both (18 U.S.C. 1001).

Dated: Rochester, MN

3 AUG. 2007

Allan P. Bakke

Allan P. Bakke
3220 County View Ct SW
Rochester, MN 55902
Phone (507) 288-3540

Subscribed and sworn to before me
This 3rd day of Aug 2007

Beverly A. Anderson
Notary Public

